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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

vs.

SPOT TECH HOUSE, LTD., *formerly
known as*, SPOT OPTION, LTD.,

MALHAZ PINHAS
PATARKAZISHVILI, *also known as*
PINI PETER and PINHAS PETER,

and

RAN AMIRAN,

Defendants,

2:21-cv-00632

**DECLARATION OF DEBORAH
MAISEL IN SUPPORT OF
PLAINTIFF SECURITIES AND
EXCHANGE COMMISSION'S
MOTION AND MEMORANDUM
OF POINTS AND AUTHORITIES
IN SUPPORT OF MOTION FOR
ALTERNATIVE SERVICE OF
PROCESS**

1 I, Deborah Maisel, declare that:

2 1. I am an attorney for the Division of Enforcement of the U.S.
3 Securities and Exchange Commission (the “SEC” or “Commission”) and make this
4 declaration in support of the Commission’s Motion and Memorandum of Points
5 and Authorities in Support of Motion for Alternative Service of Process.

6 2. Before bringing this enforcement action, the Commission issued a
7 formal order of investigation, pursuant to which I was designated (together with
8 others) as an officer of the SEC for the purpose of conducting an investigation into
9 certain binary options matters (the “SEC Investigation”). I am familiar with the
10 facts and circumstances surrounding the SEC Investigation as a result of my
11 participation in the matter. I make this declaration based on (i) my personal
12 knowledge, (ii) information and documents obtained during the SEC Investigation,
13 (iii) information provided to me by other staff members involved in the SEC
14 Investigation, and (iv) other documents, as may be described herein.

15 3. The following attorneys are known to me in connection with the SEC
16 Investigation in view of their stated representation of clients named in this action:

- 17 • Jeff Ifrah, of Ifrah Law, 1717 Pennsylvania Ave, N.W. Suite 650
18 Washington, DC 20006 (jeff@ifrahlaw.com).
19 • Shai Sharvit, of the Israeli law firm Gornitzky & Co., Vitanía Tel-
20 Aviv Tower 20 Haharash St. Tel-Aviv, Israel 6761310
21 (ssharvit@gornitzky.com).

22 4. Mr. Ifrah informed the SEC staff that he represented Malhaz Pinhas
23 Patarkazishvili, also known as Pini Peter and Pinhas Peter (“Pini Peter”); Ran
24 Amiran; and Spot Tech House, Ltd., formerly known as, Spot Option, Ltd. in
25 connection with the SEC Investigation. In regards to certain events related to the
26 SEC Investigation, Mr. Sharvit informed the SEC staff that he also represented
27 Pini Peter.
28

1 5. Both attorneys indicated to me and others on the SEC's staff (either in
2 correspondence, telephone calls, or meetings) that they were in contact with their
3 client(s).

4 6. Before filing this action, I and others on the SEC staff discussed with
5 each attorney the charges that the SEC staff anticipated recommending that the
6 Commission bring against their client(s).

7 7. On August 7, 2020, the SEC staff also provided Mr. Ifrah with a
8 formal notice of the charges the SEC staff anticipated recommending against his
9 clients. This notice included a telephone call from the SEC staff that explained the
10 factual basis of the proposed charges and a letter citing the statutory provisions
11 allegedly violated. The SEC staff gave Mr. Ifrah the opportunity to substantively
12 respond to the anticipated charges against his clients.

13 8. Before the filing of this enforcement case, on the following dates as
14 described below, the SEC staff, including myself, discussed with one or more of
15 the Defendants' attorneys, the SEC Investigation and in some instances the
16 possibility of a settled resolution of this matter:

- 17 • May 27, 2020 -- the SEC staff spoke by telephone with Mr. Ifrah;
- 18 • June 17, 2020 -- the SEC staff spoke by telephone with Mr. Ifrah;
- 19 • July 15, 2020 -- the SEC staff spoke by telephone with Mr. Ifrah;
- 20 • July 21, 2020 -- the SEC staff spoke by telephone with Mr. Ifrah;
- 21 • August 7, 2020 -- the SEC staff spoke by telephone with Mr. Ifrah;
- 22 • September 4, 2020 -- the SEC staff spoke by telephone with Mr. Ifrah;
- 23 • September 14, 2020 -- the SEC staff spoke by telephone with Mr.
24 Ifrah;
- 25 • September 16, 2020 -- the SEC staff spoke by telephone with Mr.
26 Ifrah;
- 27 • September 21, 2020 -- the SEC staff spoke by telephone with Mr.
28 Ifrah and Mr. Sharvit;

1 • October 5, 2020 -- the SEC staff spoke by telephone with Mr. Ifrah;
2 and

3 • October 26, 2020 and November 4, 2020 -- the SEC staff exchanged
4 emails with Mr. Sharvit discussing possible settlement terms.

5 9. After the Complaint was filed on April 16, 2021, the SEC staff and
6 one or more of the Defendants' attorneys communicated, as described below, about
7 the SEC's Complaint and possible settlement terms:

8 • On April 22, 2021 Mr. Donnelly sent Mr. Ifrah a copy of the SEC's
9 Complaint via email and asked whether his clients would agree to waive formal
10 service of the complaint and permit Mr. Ifrah to accept service on their behalf;

11 • On April 22, 2021, Mr. Ifrah responded that he was not retained to
12 represent any of the Defendants in the litigation, but would advise the SEC
13 should he be retained;

14 • On May 2, 2021, Mr. Ifrah sent an email requesting a telephone
15 conference and stating that he "did speak to Pini and Ran."

16 • On May 3, 2021, Mr. Ifrah relayed a settlement offer from each of the
17 three Defendants during a telephone conference;

18 • On May 11, 2021, Mr. Ifrah requested via email that a follow-up
19 settlement discussion be scheduled;

20 • On May 14, 2021, the SEC relayed a settlement demand to Mr. Ifrah
21 as to all three Defendants via a telephone conference;

22 10. Attached are true and correct copies of the following documents:

23 • Exhibit 1: A copy of the Convention on the Service Abroad of
24 Judicial and Extrajudicial Documents in Civil or Commercial Matters
25 downloaded from the webpage of the Hague Conference on Private
26 International Law, located at:

27 http://www.hcch.net/index_en.php?act=conventions.text&cid=17;
28

1 • Exhibit 2: A summary of information related to Israel and the
2 Hague Convention downloaded from the Hague Service Convention webpage,
3 “Israel - Central Authority & practical information,” located at:

4 http://www.hcch.net/index_en.php?act=authorities.details&aid=260;

5 • Exhibit 3: A web page downloaded from the website of the Israel
6 Population and Immigration Authority, located at:

7 https://www.gov.il/en/departments/population_and_immigration_authority;

8 • Exhibit 4: A web page downloaded from the website of the Israel
9 Corporations Authority, located at:

10 https://www.gov.il/en/departments/topics/registrar_of_companies;

11 • Exhibit 5: A copy of an article titled, “Israeli-Based Binary Options
12 Platform Charged With \$100m Fraud In The U.S.,” downloaded from the
13 website of the Haaretz newspaper, located at: [https://www.haaretz.com/israel-](https://www.haaretz.com/israel-news/business/.premium-israeli-based-binary-options-platform-charged-with-100m-fraud-in-the-u-s-1.9729745)
14 [news/business/.premium-israeli-based-binary-options-platform-charged-with-](https://www.haaretz.com/israel-news/business/.premium-israeli-based-binary-options-platform-charged-with-100m-fraud-in-the-u-s-1.9729745)
15 [100m-fraud-in-the-u-s-1.9729745](https://www.haaretz.com/israel-news/business/.premium-israeli-based-binary-options-platform-charged-with-100m-fraud-in-the-u-s-1.9729745);

16 • Exhibit 6: A certified translation of documents obtained by the SEC
17 from a case in the Tel Aviv-Yafo Magistrate’s Court titled State of Israel v.
18 Spot Tech House Ltd. et. al.

19 11. On or about June 1, 2021, the SEC obtained the following addresses
20 for Defendants in Israel as maintained by the Israel Population and Immigration
21 Authority and the Israel Corporations Authority, except for the zip code for Spot
22 Tech House, Ltd., which I obtained from another reliable source:

23 • Malhaz Pinhas Patarkazishvili - Wingate 30 Street, Herzliya,
24 4675229;

25 • Ran Amiran - Yehazel Streichman 2 Street, Apartment 11, Tel Aviv,
26 6967124;

27 • Spot Tech House, Ltd. - Jabotinsky 7 Street, Ramat Gan, 52520
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1 I declare under penalty of perjury that the foregoing is true and correct.
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3 Executed on June 7, 2021

4 /s/ Deborah Maisel

5 Deborah Maisel
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